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LEONARDO M. RAPADAS United States Attorney ROSETTA L. SAN NICOLAS Assistant U.S. Attorney Sirena Plaza Suite 500

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Telephone: (671) 472-7332 Telecopier: (671) 472-7334 FILED DISTRICT COURT OF GUAM

OCT 17 2007

JEANNE G. QUINATA
Clerk of Court

Attorneys for United States of America

IN THE UNITED STATES DISTRICT COURT
FOR THE TERRITORY OF GUAM

UNITED STATES OF AMERICA,

Plaintiff,

VS.

JOHNNIE FORTNER, and KELLY FRANCISCO,

Defendants.

CRIMINAL CASE NO. **07-00095**

INDICTMENT

CONSPIRACY TO MANUFACTURE METHAMPHETAMINE
[21 IJ S C 88 841(a)(1) & 8461

[21 U.S.C. §§ 841(a)(1) & 846] (Count I)

ATTEMPTED MANUFACTURE OF METHAMPHETAMINE [21 U.S.C. §§ 841(a)(1) & 846]

THE GRAND JURY CHARGES:

COUNT I - CONSPIRACY TO MANUFACTURE METHAMPHETAMINE

(Count II)

Beginning on about January 2006, an exact date unknown, and continuing thereafter to and until October 9, 2007, in the District of Guam, the defendants herein, JOHNNIE FORTNER and KELLY FRANCISCO, and other co-conspirators both known and unknown, did unlawfully, knowingly, and intentionally combine, conspire, confederate and agree together with each other to manufacture in excess of 5 grams, net weight, of methamphetamine hydrochloride, a Schedule II controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and 846.

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COUNT II - ATTEMPTED MANUFACTURE OF METHAMPHETAMINE

Beginning on about January 2006, an exact date unknown, and continuing thereafter to and until October 9, 2007, in the District of Guam, the defendants herein, JOHNNIE FORTNER and KELLY FRANCISCO, did knowingly and intentionally attempted to manufacture five grams or more of methamphetamine hydrochloride, a Schedule II controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and 846.

Dated this May of October, 2007.

LEONARDO M. RAPADAS United States Attorney

Districts of Guam and the NMI

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SAN NICOLAS Assistant U.S. Attorney

Reviewed:

By:

JEFFREY J. STRAND First Assistant U.S. Attorney

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Criminal Case Cover S	Sneet			U.S. District Co
Place of Offense:				
City <u>Hagåtña</u>		Related Case Informati	ion:	07_0000
Countty/Parish		Same Defendant	Docket Number New Defe	ndant <u>x</u>
Defendant Information:		K 20/ K 40 Holli District	. 01	
Juvenile: Yes	NoX_	Matter to be sealed:	Yesx No	
Defendant Name	JOHNNIE F	ORTNER		
Alias Name			D) E 6 1	EINEU
Address			UU oct	17 2007 U
	Mangilao, Gu	am		OURT OF GUAM NA, GUAM
Birthdate Xx/xx/1980	SS# <u>xxx-xx-</u>	Sex F Race PI	Nationality Chamorro	_
U.S. Attorney Informati	on:			
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Location Status:				
Arrest Date				
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On Pretrial Release				
U.S.C. Citations				
Total # of Counts:2		Petty Misdemea	nor X Felony	
Index Ke	ey/Code	Description of Offense	Charged	Count(s)
Set 1 21 USC 841(a)(1) & 846	Conspiracy to Manufacture Mo	ethamphetamine	1
Set 2 <u>21 USC 841(a)(</u>	1) & 846	Attempted Manufacture of Me	ethamphetamine	2
Set 3		4		
Set 4				

Place of Offense:						U.S. District Cou
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City Hagåtña			Related Case In	nformation:		
						07-00095
Country/Parish		_	Superseding Ind	lictment	_ Docket Numb	er
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			Search Warrant	Case Number		
			R 20/ R 40 from	District of		
Defendant Information	n:		21 20, 21 10 2702			
Juvenile: Yes	No	X	Matter to be seale	ed: Yes	x No	
Defendant Name	KELLY	FRANC	ISCO			
Alias Name					ID) 医 G	EINEW
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A 11					11)) กกา	17 2007
Address		, ,	<u> </u>		III OCI	1 / 2001
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	<u>Mangilao</u>	. Guam				
						ATNA, GUAM
Birthdate <u>Xx/xx/197</u>	3 SS# <u>xx</u>	C-XX-	Sex M Race	PI Nationa	ality <u>Chamorro</u>	
U.S. Attorney Inform	ation:					
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AUSA Rosetta I	. San Nicolas					
Interpreter: X	NoYes	List	language and/or dia	lect:		
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